

## Coast Guard, DHS

## § 35.01-5

National Fire Protection Association; however, if the services of such certified marine chemist are not reasonably available, the Officer in Charge, Marine Inspection, upon the recommendation of the vessel owner and his contractor or their representative, shall select a person who, in the case of an individual vessel, shall be authorized to make such inspection. If the inspection indicates that such operations can be undertaken with safety, a certificate setting forth the fact in writing and qualified as may be required, shall be issued by the certified marine chemist or the authorized person before the work is started. Such qualifications shall include any requirements as may be deemed necessary to maintain, insofar as can reasonably be done, the safe conditions in the spaces certified, throughout the operation and shall include such additional tests and certifications as considered required. Such qualifications and requirements shall include precautions necessary to eliminate or minimize hazards that may be present from protective coatings or residues from cargoes.

(2) When not in such a port or place, and a marine chemist or such person authorized by the Officer in Charge, Marine Inspection, is not reasonably available, the inspection shall be made by the senior officer present and a proper entry shall be made in the vessel's logbook.

(d) It shall be the responsibility of the senior officer present to secure copies of certificates issued by the certified marine chemist or such person authorized by the Officer in Charge, Marine Inspection. It shall be the responsibility of the senior officer present, insofar as the persons under his control are concerned, to maintain a safe condition on the vessel by full observance of all qualifications and requirements listed by the marine chemist in the certificate.

[CGFR 65-50, 30 FR 16704, Dec. 30, 1965, as amended by CGD 95-072, 60 FR 50462, Sept. 29, 1995]

### § 35.01-3 Incorporation by reference.

(a) Certain materials are incorporated by reference into this part with the approval of the Director of the Federal Register in accordance with 5

U.S.C. 552(a). To enforce any edition other than the one listed in paragraph (b) of this section, notice of the change must be published in the FEDERAL REGISTER and the material made available to the public. All approved material is on file at the U.S. Coast Guard, Office of Operating and Environmental Standards, 2100 Second Street SW., Washington, DC 20593-0001, and is available from the address indicated in paragraph (b), or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: [http://www.archives.gov/federal\\_register/code\\_of\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

(b) The material approved for incorporation by reference in this part, and the sections affected is:

*American Society for Testing and Materials*

100 Barr Harbor Drive, West Conshohocken,  
PA 19428-2959

ASTM F 1014-92 Standard Specification for  
Flashlights on Vessels.

Section affected—35.30-20(c)(3)

ASTM Adjunct F 1626, Symbols for Use in  
Accordance with Regulation II-2/20 of the  
1974 SOLAS Convention, PCN 12-616260-01,  
© 1996-35.10-3

ASTM D 93-97, Standard Test Methods for  
Flash-Point by Pensky-Martens Closed Cup  
Tester—35.25-10

International Maritime Organization (IMO)  
Publications Section, 4 Albert Embankment,  
London, SE1 7SR United Kingdom. Resolu-  
tion A.654(16), Graphical Symbols for Fire  
Control Plans—35.10-3

NOTE: All other documents referenced in  
this part are still in effect.

[CGD 82-042, 53 FR 17704, May 18, 1988, as  
amended by CGD 96-041, 61 FR 50727, Sept. 27,  
1996; CGD 97-057, 62 FR 51043, Sept. 30, 1997;  
CDG 95-028, 62 FR 51199, Sept. 30, 1997; USCG-  
1999-5151, 64 FR 67177, Dec. 1, 1999]

### § 35.01-5 Sanitary condition and crew quarters—T/ALL.

It shall be the duty of the master and chief engineer of every tankship to see that such vessel and crew's quarters are kept in a sanitary condition.

[CGFR 65-50, 30 FR 16704, Dec. 30, 1965, as  
amended by CGD 95-027, 61 FR 25999, May 23,  
1996]